

Local Form 239 (Non-Prisoner Cases) (07/09) Application to Proceed in District Court Without Prepaying Fees or Costs (Long Form)

UNITED STATES DISTRICT COURT

for the

Northern District of GeorgiaALBERT MANDRILL TOOMBS*Plaintiff/Petitioner*

v.

COMMISSIONER OF SOCIAL SECURITY*Defendant/Respondent*

Civil Action No.

APPLICATION TO PROCEED IN DISTRICT COURT WITHOUT PREPAYING FEES OR COSTS
(Long Form)

Affidavit in Support of the Application

I am a plaintiff or petitioner in this case and declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief requested. I declare under penalty of perjury that the information below is true and understand that a false statement may result in a dismissal of my claims.

Signed: Albert M. Toombs

Instructions

Complete all questions in this application and then sign it. Do not leave any blanks: if the answer to a question is "0," "none," or "not applicable (N/A)," write that response. If you need more space to answer a question or to explain your answer, attach a separate sheet of paper identified with your name, your case's docket number, and the question number.

Date: 02/20/2023

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly income amount during the past 12 months		Income amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Self-employment	\$ <u>0</u>	\$ <u>↓</u>	\$ <u>0</u>	\$ <u>↓</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>↓</u>	\$ <u>0</u>	\$ <u>↓</u>
Interest and dividends	\$ <u>0</u>	\$ <u>↓</u>	\$ <u>0</u>	\$ <u>↓</u>
Gifts	\$ <u>0</u>	\$ <u>↓</u>	\$ <u>0</u>	\$ <u>↓</u>
Alimony	\$ <u>0</u>	\$ <u>↓</u>	\$ <u>0</u>	\$ <u>↓</u>
Child support	\$ <u>0</u>	\$ <u>↓</u>	\$ <u>0</u>	\$ <u>↓</u>

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Retirement (such as social security, pensions, annuities, insurance)	\$ 0	\$ n/A	\$ 0	\$ n/A
Disability (such as social security, insurance payments)	\$ 0	\$	\$ 0	\$
Unemployment payments	\$ 0	\$	\$ 0	\$
Public-assistance (such as welfare) Food Stamps	\$ 400.00	\$	\$ 400.00	\$
Other (specify):	\$ 0	\$	\$ 0	\$
Total monthly income:	\$ 400.00	\$ ↓	\$ 400.00	\$ ↓

2. List your employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions)

Employer	Address	Dates of employment	Gross monthly pay
I have not worked in over 2 years			\$
			\$

3. List your spouse's employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of employment	Gross monthly pay
n/A	n/A	n/A	\$
			\$ n/A
			\$

4. How much cash do you and your spouse have? \$ 0

Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Financial institution	Type of account	Amount you have	Amount your spouse has
I do not have		Bank Accounts	\$
		\$	\$

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5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

Assets owned by you or your spouse	
Home (Value)	\$ 0
Other real estate (Value)	\$ 0
Motor vehicle #1 (Value) <i>n/A</i>	\$ 0
Make and year: <i>n/A</i>	
Model: <i>n/A</i>	
Registration #:	
Motor vehicle #2 (Value)	\$ 0
Make and year: <i>n/A</i>	
Model: <i>n/A</i>	
Registration #:	
Other assets (Value)	\$ 0
Other assets (Value)	\$ 0

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
<i>n/A</i>	\$ <i>n/A</i>	\$ <i>n/A</i>
	\$	\$
	\$	\$

7. State the persons who rely on you or your spouse for support.

Name (or, if under 18, initials only)	Relationship	Age
<i>I do not have any dependents</i>		

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8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate.

	You	Your spouse
Rent or home-mortgage payment (including lot rented for mobile home) Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No	\$ 0	\$ n/a
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 0	\$
Home maintenance (repairs and upkeep)	\$ 0	\$
Food	\$ 400.00	\$
Clothing	\$ 0	\$
Laundry and dry-cleaning	\$ 0	\$
Medical and dental expenses	\$ 0	\$
Transportation (not including motor vehicle payments)	\$ 0	\$
Recreation, entertainment, newspapers, magazines, etc.	\$ 0	\$
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's:	\$ 0	\$ n/a
Life:	\$ 0	\$
Health:	\$ 0	\$
Motor vehicle:	\$ 0	\$
Other:	\$ 0	\$
Taxes (not deducted from wages or included in mortgage payments) (specify):	\$ 0	\$
Installment payments		
Motor vehicle:	\$ 0	\$ n/a
Credit card (name):	\$ 0	\$
Department store (name):	\$ 0	\$
Other:	\$ 0	\$
Alimony, maintenance, and support paid to others	\$ 0	\$

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Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 0	\$ n/a
Other (specify):	\$ 0	\$ ↓
Total monthly expenses:	\$ 400.00	\$ ↓

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

☐ Yes ☒ No If yes, describe on an attached sheet.

10. Have you paid — or will you be paying — an attorney any money for services in connection with this case, including the completion of this form? ☒ Yes ☐ No

If yes, how much? \$ My attorney has been retained on a contingency fee basis, and if successful, will petition the court for attorney fees, costs, and expenses under the Equal Access to Justice Act.
If yes, state the attorney's name, address, and telephone number:

Olinsky Law Group, 250 S. Clinton Street, Ste. 210,
Syracuse, NY 13202, 315-701-5780

11. Have you paid — or will you be paying — anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form? ☐ Yes ☒ No

If yes, how much? \$ n/a

If yes, state the person's name, address, and telephone number:

n/a

12. Provide any other information that will help explain why you cannot pay the costs of these proceedings.

I am unable to work. My only income is food stamps. Family provide shelter and daily needs when they are able. They are unable to assist me paying the filing fee as their income is limited. I have no way to pay the fee.

13. Identify the city and state of your legal residence.

McDonough, GA

Your daytime phone number: 762-583-3264

Your age: 48 Your years of schooling: 15

Last four digits of your social-security number: 4417